

House Engrossed

State of Arizona
House of Representatives
Forty-fifth Legislature
First Regular Session
2001

CHAPTER 123

HOUSE BILL 2111

AN ACT

AMENDING SECTION 38-921, ARIZONA REVISED STATUTES; RELATING TO TRANSFERS TO
ANOTHER RETIREMENT SYSTEM OR PLAN.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 38-921, Arizona Revised Statutes, is amended to
3 read:

4 38-921. Transfer of retirement service credits from one
5 retirement system or plan to another retirement
6 system or plan in this state; definitions

7 A. ~~A contributing~~ AN ACTIVE OR INACTIVE member of a state retirement
8 system or plan, including the retirement system provided for in article 2 of
9 this chapter, the elected officials' retirement plan provided for in article
10 3 of this chapter, the public safety personnel retirement system provided for
11 in article 4 of this chapter or the corrections officer retirement plan
12 provided for in article 6 of this chapter, may transfer service credits from
13 one system or plan to the member's current OR FORMER system or plan pursuant
14 to section 38-922 if all of the following conditions are met:

15 1. The board or fund manager governing the retirement system or plan
16 from which the service credits are being transferred mutually agrees with the
17 board or fund manager governing the retirement system or plan to which the
18 service credits are being transferred regarding the terms of the transfer.

19 2. The transfer does not cause either the retirement system or plan
20 to which the transfer is made or the retirement system or plan from which the
21 transfer is made to incur any unfunded accrued liabilities as a result of the
22 transfer.

23 3. The member initiates the transfer by making written application to
24 the governing board or fund manager of the retirement system or plan to which
25 the member is contributing.

26 B. FOR THE PURPOSES OF THIS SECTION:

27 1. "ACTIVE MEMBER" MEANS A MEMBER WHO SATISFIES THE ELIGIBILITY
28 CRITERIA OF THE STATE RETIREMENT SYSTEM OR PLAN AND WHO IS CURRENTLY MAKING
29 MEMBER CONTRIBUTIONS TO OR RECEIVING CREDITED SERVICE FROM THE STATE
30 RETIREMENT SYSTEM OR PLAN.

31 2. "INACTIVE MEMBER" MEANS A MEMBER OF THE STATE RETIREMENT SYSTEM OR
32 PLAN WHO PREVIOUSLY MADE CONTRIBUTIONS TO THE STATE RETIREMENT SYSTEM OR PLAN
33 AND WHO SATISFIES EACH OF THE FOLLOWING:

34 (a) HAS NOT RETIRED.

35 (b) IS NOT ELIGIBLE FOR ACTIVE MEMBERSHIP IN THE STATE RETIREMENT
36 SYSTEM OR PLAN.

37 (c) IS NOT CURRENTLY MAKING CONTRIBUTIONS TO THE STATE RETIREMENT
38 SYSTEM OR PLAN.

39 (d) HAS NOT WITHDRAWN CONTRIBUTIONS FROM THE STATE RETIREMENT SYSTEM
40 OR PLAN.

~~THIS BILL HAVING REMAINED WITH THE GOVERNOR FIVE DAYS, SUNDAY
EXCLUDED, AND THE LEGISLATURE BEING IN SESSION, IT HAS BECOME
A LAW THIS 17TH DAY OF APRIL, 2001.~~

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 17, 2001.

Passed the House February 27, 2001,

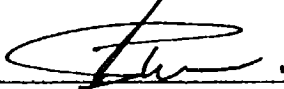
Passed the Senate April 4, 2001,


by the following vote: 60 Ayes,

by the following vote: 25 Ayes,

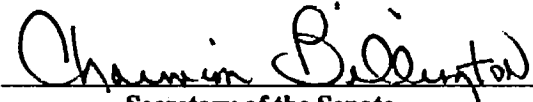
0 Nays, 0 Not Voting

5 Nays, 0 Not Voting


Speaker of the House


President of the Senate


Chief Clerk of the House

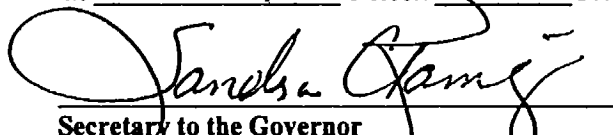

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

5 day of April, 2001,

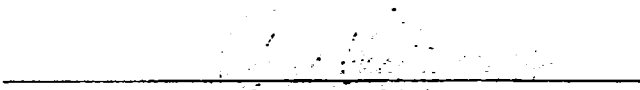
at 1:56 o'clock P M.


Secretary to the Governor

Approved this _____ day of _____,

April, 2001,

at 1:56 o'clock P M.

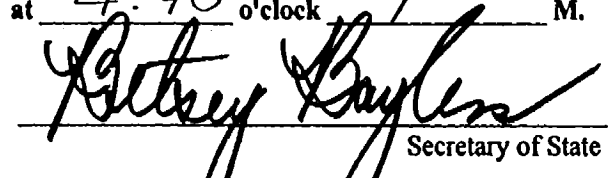

Governor of Arizona

H.B. 2111

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State
this 17 day of April, 2001,

at 4:45 o'clock P M.


Secretary of State